

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA**

**MONROE DIVISION**

**CAROLYN B. CANADY**

**CIVIL ACTION NO. 13-0923**

**VERSUS**

**JUDGE ROBERT G. JAMES**

**CADDO PARISH SHERIFF  
STEVE PRATOR, ET AL.**

**MAG. JUDGE KAREN L. HAYES**

**JUDGMENT**

For the reasons stated in this Court's Ruling,

IT IS ORDERED that Defendants' Motion to Strike [Doc. No. 38] is DENIED.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Defendants' Motion for Summary Judgment [Doc. No. 30] is GRANTED IN PART AND DENIED IN PART. The motion is DENIED to the extent it seeks dismissal of Plaintiff's § 1983 claims for excessive force against Deputies Benevage and McDonnell in their individual capacities. The motion is also DENIED to the extent it seeks dismissal of Plaintiff's § 1983 official capacity and his state law vicarious liability claims of excessive force against Sheriff Prator. The motion is otherwise GRANTED. Plaintiff's § 1983 claims for unlawful arrest and retaliatory arrest, his § 1983 official capacity claims of excessive force against Deputies Benevage and McDonnell, and his state law vicarious liability claim against Sheriff Prator for unlawful arrest are DISMISSED WITH PREJUDICE.

MONROE, LOUISIANA, this 6<sup>th</sup> day of February, 2015.

  
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ROBERT G. JAMES  
UNITED STATES DISTRICT JUDGE